

**IN THE UNITED STATES DISTRICT COURT  
IN THE DISTRICT OF DELAWARE**

In re	)	Chapter 11
	)	Case No. 04-10120(DDS)
KB TOYS, INC., et al.,	)	
	)	
_____ Debtors,	)	

**DESIGNATION OF ITEMS TO BE INCLUDED  
IN THE RECORD ON APPEAL AND STATEMENT OF ISSUES ON APPEAL**

Big Lots Stores, Inc. ("Big Lots"), by its attorneys and pursuant Bankruptcy Rule 8006, sets forth the following Designation of Items to be Included in the Record on Appeal and Statement of Issues on Appeal:

<b><u>Exhibit</u></b>	<b><u>Entry Date</u></b>	<b><u>Docket</u></b>	<b><u>Document</u></b>
		<b><u>No.</u></b>	
1.	01/23/2004	157	Notice of Appointment of Committee of Unsecured Creditors
2.	03/15/2004	475	Statement of Financial Affairs of Havens Corners Corporation
3.	02/11/2005	1984	Motion of Official Committee of Unsecured Creditors for an Order Authorizing and Appointing the Committee to Commence and Prosecute Actions Against Insiders
4.	02/18/2005	2017	Verified Complaint For Declaratory and Injunctive Relief by KB Toys, Inc., et al. against Big Lots Stores, Inc.
5.	02/18/2005	5*	Memorandum of Law in Support of Motion of Debtors for Preliminary Injunction Staying Prosecution of Certain Action
6.	02/25/2005	2036	Debtor's Objection to Motion of Official Committee of Unsecured Creditors for an Order Authorizing and Appointing the Committee to Commence and Prosecute Actions Against Insiders and in the Alternative for the Appointment of a Chapter 11 Operating Trustee
7.	02/25/2005	2038	Objection to Motion Of Committee Of Unsecured Creditors For Authority To Pursue Claims (filed by Bain Capital Fund VII, L.P.)

8. 02/25/2005 12\* Response and Joinder of the Official Committee of Unsecured Creditors to Debtors' Motion for Preliminary Injunction Staying Prosecution of Certain Claims.
9. 02/27/2005 2039 Limited Objection to Motion of the Official Committee of Unsecured Creditors for an Order Authorizing and Appointing the Committee to Commence and Prosecute Actions and Request for Alternative Relief (filed by Big Lots' Stores, Inc.)
10. 02/27/2005 13\* Response to Motion of Debtors for Preliminary Injunction Staying Prosecution of Certain Actions and Request for Alternative Relief (filed by Big Lots' Stores, Inc.)
11. 03/02/2005 16\* Reply in Support of the Debtors' Motion for Preliminary Injunction Staying Prosecution of Certain Action
12. 03/08/2005 2074 Transcript of Hearing held on March 3, 2005
13. 03/10/2005 2086 Order On (1) Motion for a Fifth Extension of the Exclusive Period During Which a Chapter 11 Plan May be Filed and Acceptances Thereof Solicited, and (2) Motion of Official Committee of Unsecured Creditors for an Order Authorizing and Appointing the Committee to Commence and Prosecute Actions Against Insiders
14. 03/14/2005 2093 Notice of Appeal from Order Granting, in part, the Motion of the Official Committee of Unsecured Creditors for Order Authorizing and Appointing the Committee to Commence and Prosecute Actions Against Insiders (filed by Big Lots' Stores, Inc.)

\* Filed in *KB Toys, Inc. v. Big Lots Stores, Inc.*, Adv. Proc. 05-50475-DDS.

Pursuant to Local Rule 8006-1, one (1) copy of each of the above items is provided herewith.


**STATEMENT OF ISSUES ON APPEAL**

Whether the Bankruptcy Court erred in granting the Official Committee of Unsecured Creditors standing to investigate, prosecute, defend, or otherwise resolve causes of action of the Havens Corners Corporation against the Potential Defendants (as defined in the Standing Motion, Docket No. 1984) relating to the Transaction (also as defined in the Standing Motion, Docket No. 1984).

Dated: March 24, 2005

Rosenthal, Monhait, Gross & Goddess, P.A.

By:

  
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